

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
LUFKIN DIVISION

ROGER L. TARRANT, ET AL.	§	
v.	§	CIVIL ACTION NO. 9:07CV80
UNION PACIFIC RAILROAD COMPANY	§	

ORDER ADOPTING REPORT AND  
RECOMMENDATION OF UNITED STATES  
MAGISTRATE JUDGE


The [Report and Recommendation](#) of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of Defendant's Motion for Summary Judgment as to Plaintiff Robert Amrein ([document #76](#)) has been presented for consideration. The Report and Recommendation recommends that the motion be granted in part and denied in part, such that the claims of Robert Amrein concerning injuries to his wrists, forearms, elbows, shoulders and ankles be dismissed with prejudice, but that the motion be denied as to his claim concerning injury to his lower back. Plaintiff filed [written objections](#) on May 8, 2008.

Having made a *de novo* review of the written objections filed by Plaintiff, the Court finds that the findings and conclusions of the Magistrate Judge are correct and the objections are without merit. The findings and conclusions of the Magistrate Judge are hereby adopted as those of the Court.

In light of the foregoing, it is

**ORDERED** that the Motion for Summary Judgment as to Plaintiff Robert Amrein ([document #76](#)) is **GRANTED** in part and **DENIED** in part. The claims of Robert Amrein concerning injuries to his wrists, forearms, elbows, shoulders and ankles are **DISMISSED** with prejudice. The motion is denied as to Robert Amrein's claims concerning injury to his lower back.

**SIGNED** this the 19 day of **May, 2008**.

A handwritten signature in black ink, appearing to read "Thad Heartfield", written over a horizontal line.

Thad Heartfield  
United States District Judge